



CERTIFICATE OF MAILING (37 C.F.R. 1.8(a))

DATE OF DEPOSIT August 22, 2002

I HEREBY CERTIFY THAT THIS PAPER (ALONG WITH ANY PAPER REFERRED TO AS BEING ATTACHED OR ENCLOSED) IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE ON THE DATE SHOWN ABOVE WITH SUFFICIENT POSTAGE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO: COMMISSIONER FOR PATENTS, WASHINGTON, D.C. 20231.

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Linda H. Lam

(TYPED OR PRINTED NAME OF PERSON MAILING PAPER)

(SIGNATURE OF PERSON MAILING PAPER)

Applicant: Russell Morgan, et al.
Title: SECURE POINT-OF-SALE CELLULAR
TELEPHONE DOCKING MODULE SYSTEM
Serial No.: 10/027,485
Filed: December 21, 2001
File No.: 7976-1005

Enclosed with this "Certificate of Mailing (37 CFR 1.8(a))" are:

1. Transmittal Form (1 pg);
2. Request for Withdrawal as Attorney or Agent (1 pg);
3. Declaration of Brian F. Drazich in Support of Request, including Exhibit A (5 pgs); and
4. Return post card.

U.S. PATENT & TRADEMARK OFFICE
AUG 28 2002

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PTO/SB/21 (08-00)

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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

| | |
|------------------------|----------------|
| Applicati n Number | 10/027,485 |
| Filing Date | 12/21/2001 |
| First Named Inventor | Russell Morgan |
| Group Art Unit | 2681 |
| Examiner Name | Unassigned |
| Attorney Docket Number | 7976-1005 |

Total Number of Pages in This Submission 22*

ENCLOSURES (check all that apply)

- ☐ Fee Transmittal Form
- ☐ Fee Attached
- ☐ Amendment / Reply
- ☐ After Final
- ☐ Affidavits/declaration(s)
- ☐ Extension of Time Request
- ☐ Express Abandonment Request
- ☐ Information Disclosure Statement
- ☐ Certified Copy of Priority Document(s)
- ☐ Response to Missing Parts/ Incomplete Application
- ☐ Response to Missing Parts under 37 CFR 1.52 or 1.53

- ☐ Assignment Papers (for an Application)
- ☐ Drawing(s)
- ☐ Licensing-related Papers
- ☐ Petition
- ☐ Petition to Convert to a Provisional Application
- ☐ Power of Attorney, Revocation Change of Correspondence Address
- ☐ Terminal Disclaimer
- ☐ Request for Refund
- ☐ CD, Number of CD(s) _____

- ☐ After Allowance Communication to Group
- ☐ Appeal Communication to Board of Appeals and Interferences
- ☐ Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
- ☐ Proprietary Information
- ☐ Status Letter
- ☒ Other Enclosure(s) (please identify below):
Certificate of Mailing; Request for Withdrawal SB/83, Declaration, Exhibit and Post card.

Remarks

22* pages excluding postcard. Certificate of Mailing, Request for Withdrawal, Declaration and Exhibit submitted in triplicate.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

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OFFICE OF PETITIONS

| | |
|-------------------------|----------------------|
| Firm or Individual name | Brian F. Drazich |
| Signature | <i>Brian Drazich</i> |
| Date | 8-22-02 |

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date:

August 22, 2002

| | |
|-----------------------|---------------------|
| Typed or printed name | Linda H. Lam |
| Signature | <i>Linda H. Lam</i> |
| Date | 8/22/02 |

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

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PATENT
7976-1005



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of: Russell Morgan, et al.

Serial No.: 10/027,485

Filing Date: December 21, 2001

For: SECURE POINT-OF-SALE CELLULAR
TELEPHONE DOCKING MODULE
SYSTEM

Office of Petitions

Supervisory Petitions Examiner:
Beverly M. Flanagan

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REQUEST FOR RECONSIDERATION OF PETITION UNDER 37 C.F.R. § 1.47

Commissioner for Patents
Box DAC
Washington, DC 20231

Dear Sir:

In reply to the Decision Refusing Status Under 37 CFR 1.47(a), mailed July 23, 2002, in response to Applicants' Petition under 37 CFR § 1.47(a) filed April 9, 2002, Applicants hereby request reconsideration of Applicants' Petition under 37 CFR § 1.47(a) filed April 9, 2002, that the above-identified application be made by them and on behalf of a joint inventor who refuses to sign or cannot reached.

Submitted herewith in support of this request for reconsideration of petition is the declaration of Jon E. Hokanson made upon firsthand knowledge of the events stated therein, together with the following documentary evidence:

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PATENT
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1. Letter of March 7, 2002 sent to Adam Hemsley, via certified first class mail return receipt requested, at his last known address enclosing a complete copy of the 10/027,485 patent application;

2. Certified mail return receipt number 0030040800 confirming delivery on March 11, 2002 of the March 7, 2002 letter to Mr. Hemsley.

3. No communication of any kind whatever has been received from Mr. Hemsley in response to the March 7, 2002 letter.

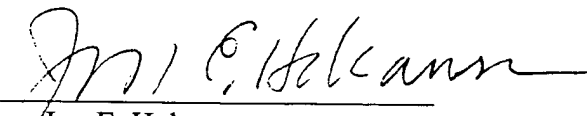
It is respectfully submitted that the above-referenced declaration and documentary evidence establish that a copy of the application papers and letter of March 7, 2002 were presented to Adam Hemsley, and that he has refused to sign oath or declaration specified by 37 C.F.R. § 1.63 with respect to the 10/027,485 patent application.

For all of the above reasons, it is requested that the petition filed April 9, 2002, under 37 C.F.R. § 1.47(a) be reconsidered and granted, and that notice of filing the application be published in the Official Gazette and that the application be examined on the merits.

Respectfully submitted,

Dated: August 22, 2002

By:


Jon E. Hokanson,
Registration No. 30,069

HOKANSON & DRAZICH, LLP
10940 Wilshire Boulevard, 18th Floor
Los Angeles, California 90024
Tel: (310) 209-4499
Fax: (310) 209-4450

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of: Russell Morgan

Serial No.: 10/027,485

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For: SECURE POINT-OF-SALE CELLULAR
TELEPHONE DOCKING MODULE
SYSTEM

Examiner: Unassigned

Art Unit No.: 2681

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DECLARATION OF JON E. HOKANSON IN SUPPORT OF REQUEST FOR
RECONSIDERATION OF PETITION UNDER 37 C.F.R. § 1.47

I, Jon E. Hokanson, declare as follows:

1. I have personal firsthand knowledge of the facts and events stated herein, and if called upon to do so, could and would competently testify thereto.
2. On March 7, 2002, I prepared and caused to be mailed by certified first class U. S. Mail, return receipt requested, a complete copy of U.S. patent application serial no. 10/027,485, including the specification, claims, abstract and drawings, together with a cover letter requesting that Adam Hemsley sign and return the inventor's declaration and assignment forms which I enclosed with the letter and application. I have attached to this declaration as Exhibit A, a true and correct copy of my March 7, 2002 letter to Adam Hemsley, and have attached as Exhibit B, a true and correct copy of certified mail return receipt no. 0030040800 confirming delivery of the March 7, 2002 letter.


**PATENT
7976-1005**

3. To the present date, I have received no communication in any form, directly or indirectly, from Adam Hemsley in response to my March 7, 2002 letter.

4. Based on the foregoing, I have concluded that Adam Hemsley has refused to sign an inventor's declaration in the 10/027,485 patent application.

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

DATED: August 22, 2002


Jon E. Hokanson, Declarant
Registration No. 30,069



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#8

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of: Russell Morgan, et al.

Serial No.: 10/027,485

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Office of Petitions

Supervisory Petitions Examiner:
Beverly M. Flanagan

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By: _____
Jon E. Hokanson,
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